

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>ISAAC T. EDWARDS,</b>	:	<b>CIVIL ACTION</b>
<b>Plaintiff</b>	:	
	:	
<b>v.</b>	:	<b>NO. 09-4638</b>
	:	
<b>RAYMOND J. SOBINA, et al,</b>	:	
<b>Defendants</b>	:	

**O R D E R**

**STENGEL, J.**

AND NOW, this 16th day of February, 2010, upon consideration of the Respondents' motion to dismiss (Document # 2) and after careful and independent review of the Report and Recommendation of United States Magistrate Judge Elizabeth T. Hey, to which no objections were filed, IT IS HEREBY **ORDERED** that:

1. The Report and Recommendation is **APPROVED** and **ADOPTED**;
2. Plaintiff's motion to dismiss is **GRANTED** and the plaintiff's petition for a writ of habeas corpus filed pursuant to 28 U.S.C. § 2254 is **DISMISSED AS MOOT**;
3. There is no probable cause to issue a certificate of appealability;
4. The Clerk of the Court shall mark this case closed for all purposes.

BY THE COURT:

/s/ Lawrence F. Stengel  
**LAWRENCE F. STENGEL, J.**